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8 Attorneys for Plaintiffs

"VIA FAX"

9 **UNITED STATES DISTRICT COURT**
10 **SOUTHERN DISTRICT OF CALIFORNIA**
11 **SAN DIEGO DIVISION**

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11 1800 SOUTH MAPLE STREET, LLC; a) CASE NO. 07-CV-2030 JM (NLS)
12 California Limited Liability Company;)
13 RALPH J. GIANNELLA, an individual;)
14 GIANNELLA PROPERTIES, INC., a) EX PARTE MOTION FOR APPROVAL
15 California Corporation; WILLIAM G.) OF EQUIPMENT FOR EARLY
16 AYYAD, an individual; WILLIAM G.) NEUTRAL EVALUATION
17 AYYAD, INC., a California Corporation; and) CONFERENCE SET FOR JANUARY 10,
18 PREMIER COMMUNITIES, LLC, a) 2008
19 California Limited Liability Company.)

20 Plaintiffs,

Action Filed: September 10, 2007

21 v.

22 ALLIED PROPERTY AND CASUALTY)
23 INSURANCE COMPANY, an Iowa)
24 Corporation; AMCO INSURANCE)
25 COMPANY, an Iowa Corporation;)
26 NATIONWIDE MUTUAL INSURANCE)
27 COMPANY, an Ohio Corporation, and DOES)
28 1 through 100, inclusive,)

Defendants.

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiffs, 1800 SOUTH MAPLE STREET, LLC, a California limited liability company; RALPH J. GIANNELLA, an individual; GIANNELLA

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1 PROPERTIES, INC., a California corporation; WILLIAM G. AYYAD, an individual;
2 WILLIAM G. AYYAD, INC., a California corporation; and PREMIER COMMUNITIES, LLC,
3 a California Limited Liability Company, hereby, will move this Court, *ex parte*, for the approval
4 of the following electronic equipment for a presentation during the Early Neutral Evaluation
5 conference scheduled for January 10, 2008 at 2:00 p.m.: a projector; laptop computer; VGA
6 cables, and cart.

7 In order to promote an early resolution of this matter and foster an active discussion
8 between the attorneys, parties, and settlement judge, Plaintiffs have prepared a short multimedia
9 presentation. Plaintiffs have found that a multimedia presentation allows for easy viewing of
10 key documents and video deposition testimony via projector and facilitates the presentation of
11 an issue and subsequent discussion. In the past, Plaintiffs have utilized multimedia
12 presentations to aid in settlement conferences, motion hearings, and trial. Plaintiffs provide
13 everything necessary to conduct the multimedia presentation, including a trained specialist to set
14 up, control, and breakdown the equipment, with no cost to the Court and minimal
15 inconvenience.

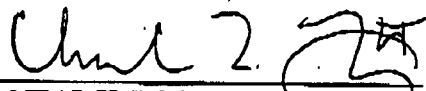
16 Plaintiffs' presentation consists of pleadings, relevant correspondences, and applicable
17 insurance policies, highlighted and expanded for easy viewing, and relevant video deposition
18 testimony as further detailed in Plaintiffs' confidential Early Neutral Evaluation Conference
19 brief. Plaintiffs respectfully request the Court's permission to take to Court the necessary
20 equipment described above.

21 Pursuant to CivLR 83.3(h), all parties were put on notice of this *ex parte* application on
22 January 8, 2008, via facsimile. (see exhibit "A" to the Declaration of Charles L. Fanning, IV)

23
24 Respectfully submitted,

25 Dated: January 8, 2008

ROCKWOOD & NOZISKA, LLP

26 By: 
27 NEAL H. ROCKWOOD, ESQ.
28 C. BRANT NOZISKA, ESQ.
CHARLES L. FANNING IV